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PATENT Attorney Docket No.: 027232-000910US

Client Ref. No.: BP-0002US

TOWNSEND and TOWNSEND and CREW LLP

By: Judith Cotham

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner:

In re application of:

James M. Coull et al.

Application No.: 09/996,658

Filed: November 29, 2001

For: METHODS AND COMPOSITIONS

FOR SORTING AND/OR DETERMINING ORGANISMS

Customer No.: 20350

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed November 14, 2008, please enter the following amendments and remarks. A Request for Continued Examination accompanies this response.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.

Technology Center/Art Unit: 1634

AMENDMENT

Confirmation No. 5256

Bradley L. Sisson